



COMMONWEALTH *OF* VIRGINIA

DEPARTMENT OF TRANSPORTATION

1401 EAST BROAD STREET
RICHMOND, 23219-2000

CHARLES O. NOTTINGHAM
COMMISSIONER

STUART A. WAYMACK
DIRECTOR, RIGHT OF WAY AND UTILITIES

January 10, 2002

Right of Way Use Fees

All Cities, Counties and Towns
All Certificated Local Exchange Providers

Ladies and Gentlemen:

On July 1, 1998, changes to the Code of Virginia providing for the establishment of a public right of way use fee to cover the use of highway and street right of way by certificated providers of telecommunication services became effective. The Virginia Department of Transportation (VDOT) is responsible under § 56-468.1, for calculating the monthly fee per access line and reporting it to all affected localities and certificated providers of local exchange telephone services.

Annual Reports received indicated there were 5,027,005 access lines and 7,406,656 feet of new Installation as of September 30, 2001. We have calculated the public right of way use fee based upon that information to be \$0.60 per access line for the period July 1, 2002, through June 30, 2003. This is a reduction of \$.03 (4.76%) from the previous rate.

All telecommunication companies affected by this legislation, should take the necessary steps to include the charge on their billings and to submit collections to the appropriate governmental entity. Monies due to VDOT should be sent to Ms. Stacy D. McCracken, Fiscal Administrator, at the above address. For Certificated Providers, a Remittance Advice form is attached for your use.

The information indicated on the attached Annual Report form is to be reported to VDOT for next year's recalculation by December 1, 2002. Should there be any questions regarding the right of way use fee, please contact Edward Land at (804) 786-4429.

Sincerely,

A handwritten signature in black ink, appearing to read "S. A. Waymack", written over a horizontal line.

S. A. Waymack, Director
Right of Way and Utilities Division

Enclosure

Cc: Virginia Association of Counties
Virginia Municipal League
Virginia Telecommunication Industry Association
State Corporation Commission
Ms. Stacy D. McCracken
Mr. S. A. Waymack

WE KEEP VIRGINIA MOVING